

ENROLLED ORIGINAL

A RESOLUTION

15-407

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

January 6, 2004

To declare the existence of an emergency with respect to the need to amend the Captive Insurance Company Act of 2000 to permit the formation of nonprofit captive insurance companies in the District of Columbia.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Captive Insurance Company Emergency Declaration Resolution of 2004".

Sec. 2. (a) The Commissioner of the Department of Insurance and Securities Regulation ("DISR") is seeking the authority to license and regulate nonprofit captive insurance companies. This type of entity is not currently permitted under existing law. DISR has been approached by 2 large national nonprofit organizations that are interested in forming nonprofit captive insurance companies. These companies will likely generate an additional several hundred thousand dollars per year in premium taxes each year for the District. Emergency legislation is needed because the 2 nonprofit organizations must form and fund nonprofit captive insurance companies prior to the end of the first quarter of this calendar year. Unless the authority to license and regulate nonprofit insurance companies is granted immediately, neither organization is likely to form their captive insurance companies in the District.

(b) In addition to these two nonprofit companies, there are several other nonprofit organizations, including municipalities and associations, that are interested in forming nonprofit captive insurance companies in the District. By granting the Commissioner this additional authority, the Commissioner will be better able to respond to the rapidly changing demand for nontraditional insurance entities interested in establishing a presence in the District.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances, making it necessary that the Captive Insurance Company Emergency Amendment Act of 2004 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

A RESOLUTION

15-408

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

January 6, 2004

To declare the existence of an emergency with respect to the need to prohibit the issuance of new licenses to used car dealers.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Used Car Dealership License Moratorium Emergency Declaration Resolution of 2004".

Sec. 2. (a) Years of inadequate enforcement of existing laws and regulations have led to commonplace violations of public space regulations, establishments operating under multiple certificates of occupancy, and of illegal trade in temporary tags, frequently at used car dealerships.

(b) Many of the city's commercial corridors are blighted by the presence of used car dealerships.

(c) There exists an immediate need to enact a moratorium on the issuance of additional business licenses for used car lots.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Used Car Dealership License Moratorium Emergency Declaration Resolution of 2003 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

15-411

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

January 6, 2004

To declare the existence of an emergency with respect to the need to establish the Emancipation Day Parade and related activities to celebrate and commemorate District of Columbia Emancipation Day and to establish the Emancipation Day Fund to accept and use gifts for the purpose of funding the Emancipation Day Parade.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "District of Columbia Emancipation Day Parade and Fund Emergency Declaration Resolution of 2004".

Sec. 2. (a) The District of Columbia Emancipation Day Amendment Act of 2000, effective April 3, 2001 (D.C. Law 13-237; D.C. Official Code §§ 1-612.02a, 32-1201), established April 16th of each year as a private legal holiday.

(b) To celebrate and commemorate this historic event, the Emancipation Day Parade was established, by the Emancipation Day Fund Act of 2003, effective February 24, 2003 (D.C. Act 15-17; 50 DCR 1948), and temporary legislation (D.C. Law 15-33).

(c) The Emancipation Day Fund was also established to accept and use gifts for the purpose of funding the Emancipation Day Parade and related activities.

(d) The temporary law will expire on January 16, 2004, making it necessary to enact emergency and temporary legislation to maintain the parade and fund for this year's celebration.

(e) The maintenance of the Emancipation Day Fund is necessary to receive monies for the purposes of assisting with funding the Emancipation Day Parade and activities associated with the celebration and commemoration of the District of Columbia Emancipation Day, a private legal holiday, on April 16, 2004.

(f) Pursuant to section 115 of the District of Columbia Appropriations Act of 2002, approved December 21, 2001 (Pub. L. No. 107-96; 115 Stat. 949), the Council may accept and use gifts without prior approval by the Mayor.

(g) The maintenance of the Fund will enable the Council of the District of Columbia to support the activities associated with this historical day.

Sec. 3. The Council of the District of Columbia finds that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the District of Columbia Emancipation Day Parade and Fund Emergency Act of 2004 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

15-414

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

January 6, 2004

To declare the existence of an emergency with respect to the need to authorize the use of budget reserve funds.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "December Use of the Cash Reserve Funds Emergency Declaration Resolution of 2004".

Sec. 2. (a) Section 202(j)(3)(B) of the District of Columbia Financial Responsibility and Management Assistance Act of 1995, approved April 17, 1995 (109 Stat. 109; D.C. Official Code § 47-392.02(j)(3)(B), requires the Council to pass legislation prior to the use of the District of Columbia's budget reserve funds

(b) Implementation of the Police and Firemen's Service Longevity Amendment Act of 2004, passed on 2nd reading on January 6, 2004 (Enrolled version of Bill 15-64), requires \$500,000 from the budget reserve be made available in Fiscal Year 2004 for use by the District of Columbia Police Officers and Fire Fighters's Retirement Fund.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the December Use of the Cash Reserve Funds Emergency Act of 2004 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

15-416

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

January 6, 2004

To declare the existence of an emergency with respect to the need to order the closing of a portion of the alley in Square 316, bounded by 11th Street, N.W., K Street, N.W., 12th Street, N.W. and L Street, N.W., in Ward 2.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Closing of a Public Alley in Square 316, S.O. 03-2973, Emergency Declaration Resolution of 2004".

Sec. 2. (a) The Council has considered on first reading on December 2, 2003, Bill 15-426, the Closing of a Public Alley in Square 316, S.O. 03-2973, Act of 2003, following mark-up by the Committee of the Whole. Final Reading on Bill 15-426 is scheduled for January 6, 2004.

(b) The alley closing legislation will facilitate the development of the southern portion of Square 316 for office use and underground parking. This development will have a positive fiscal impact on the District of Columbia through the generation of substantial new property tax revenues. The development will also create approximately 200 jobs during construction which is estimated to last approximately two years.

(c) The Advisory Neighborhood Commission 2F supports the alley closing.

(d) Approval of emergency legislation will allow the construction of the proposed development to proceed expeditiously, which is necessary for potential tenant deadlines. Proceeding forward with the development and obtaining permits for construction on the site is dependent upon the Council's approval of the alley closing.

Sec. 3 The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Closing of a Public Alley in Square 316, S.O. 03-2973, Emergency Act of 2004, be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.